

**MEMO ENDORSED**

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LAW OFFICES  
**CARMEN S. GIORDANO**  
225 BROADWAY, 40<sup>TH</sup> FLOOR  
NEW YORK, NY 10007

(212) 406-9466  
TELECOPIER (212) 406-9410  
carmen@csgiordano.com

June 25, 2008

**VIA HAND DELIVERY**

Honorable Lewis A. Kaplan  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

Re: Jean Ottley v. The City of New York et al.  
08 cv 02994 (LAK) (JCF)

Your Honor:

My office represents the plaintiff in the referenced civil rights case. Recently, Defense Counsel provided us with the correct names of several individual ESU officers who were involved in the arrest processing of defendant. Counsel for the parties agree that the complaint must be amended to substitute the names of these officers for current defendants who, according to defense counsel, were not working on the date in question.

Therefore, plaintiff requests permission from the Court, with Defendants consent, to file a first amended complaint, which will name the correct ESU officers. Given the time frame set by the court for discovery and the time that will be permitted for defendants to answer following service, we respectfully request that this application be considered as soon as possible. Permission to fax this request to chambers was denied.

Respectfully submitted,

Carmen S. Giordano

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CSG/RI  
CC: Ahsan Saleem, Esq

SO ORDERED

LEWIS A. KAPLAN, USJD

7/1/08